

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

**IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESale PRICE LITIGATION**

THIS DOCUMENT RELATES TO:

*State of California, ex rel. Ven-A-Care of the Florida
Keys, Inc. v. Abbott Laboratories, Inc., et al.*
Case No: 1:03-cv-11226-PBS

) **MDL No. 1456**
) **Master File No. 01-12257-PBS**
) **Subcategory Case No. 06-11337**
)
) **Judge Patti B. Saris**
)
) **Magistrate Judge**
) **Marianne B. Bowler**
)
)
)

**NOTICE OF FILING UNDER SEAL IN SUPPORT OF PLAINTIFFS'
SUR-REPLY IN OPPOSITION TO DEFENDANTS DEY, INC. AND DEY, L.P.'S
MOTION FOR PARTIAL SUMMARY JUDGMENT**

Notice is hereby given that the documents listed below have been filed with the Court under seal pursuant to the Court's December 13, 2002 Protective Order.

- 1) Exhibits 33 to the Declaration of Rita Hanscom in Support of Plaintiffs' Sur-Reply in Opposition to Defendants Dey, Inc. and Dey, L.P.'s Motion for Partial Summary Judgment.

Dated: January 29, 2010

Respectfully submitted,

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Attorney General for the State of California

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